

IN THE HOUSE OF REPRESENTATIVES

HOUSE BILL NO. 310

BY APPROPRIATIONS COMMITTEE

AN ACT

APPROPRIATING MONEYS FOR THE SPECIAL PROGRAMS FOR FISCAL YEAR 2010; LIMITING THE NUMBER OF FULL-TIME EQUIVALENT POSITIONS; REAPPROPRIATING CERTAIN UNEXPENDED AND UNENCUMBERED BALANCES FOR THE DESIGNATED PROGRAM; SETTING FORTH THE CONDITIONS FOR THE REAPPROPRIATION; PROVIDING LEGISLATIVE INTENT ON PERSONNEL COSTS; DIRECTING SALARY REDUCTIONS; AND DECLARING AN EMERGENCY.

Be It Enacted by the Legislature of the State of Idaho:

SECTION 1. There is hereby appropriated to the Board of Regents of the University of Idaho and the State Board of Education for Special Programs the following amounts to be expended for the designated programs according to the designated expense classes from the listed funds for the period July 1, 2009, through June 30, 2010:

	FOR PERSONNEL COSTS	FOR OPERATING EXPENDITURES	FOR TRUSTEE AND BENEFIT PAYMENTS	TOTAL
I. FOREST UTILIZATION RESEARCH:				
FROM:				
General Fund	\$469,200	\$87,300		\$556,500
II. GEOLOGICAL SURVEY:				
FROM:				
General Fund	\$747,400	\$21,200		\$768,600
III. SCHOLARSHIPS AND GRANTS:				
FROM:				
General Fund			\$7,101,700	\$7,101,700
Opportunity Scholarship Program Fund			1,000,000	1,000,000
Federal Grant Fund			<u>440,000</u>	<u>440,000</u>
TOTAL			\$8,541,700	\$8,541,700
IV. MUSEUM OF NATURAL HISTORY:				
FROM:				
General Fund	\$483,700	\$13,800		\$497,500
V. SMALL BUSINESS DEVELOPMENT CENTERS:				
FROM:				
General Fund	\$275,100			\$275,100

	FOR PERSONNEL COSTS	FOR OPERATING EXPENDITURES	FOR TRUSTEE AND BENEFIT PAYMENTS	TOTAL
VI. IDAHO COUNCIL FOR ECONOMIC EDUCATION:				
FROM:				
General Fund		\$49,300		\$49,300
VII. TECHHELP:				
FROM:				
General Fund	\$159,200			\$159,200
GRAND TOTAL	\$2,134,600	\$171,600	\$8,541,700	\$10,847,900

SECTION 2. In accordance with Section 67-3519, Idaho Code, there is authorized no more than thirty-four and four-tenths (34.4) full-time equivalent positions at any point during the period July 1, 2009, through June 30, 2010, for Forest Utilization Research, Idaho Geological Survey, the Idaho Museum of Natural History, Small Business Development Centers and TechHelp as specified in Section 1 of this act, unless specifically authorized by the Governor. The Joint Finance-Appropriations Committee will be notified promptly of any increased positions so authorized.

SECTION 3. There is hereby reappropriated to the State Board of Education for the Scholarships and Grants Program, subject to the provisions of Section 4 of this act, the unexpended and unencumbered balance of any appropriation contained in Section 1, Chapter 247, Laws of 2008, to be used for nonrecurring expenditures, for the period July 1, 2009, through June 30, 2010.

SECTION 4. The reappropriation for the General Fund moneys granted in Section 3 of this act shall be subject to the following provisions:

(1) If the unexpended and unencumbered balance in the General Fund on June 30, 2009, is zero, the reappropriation for the General Fund moneys in Section 3 is hereby declared to be null and void.

(2) If the unexpended and unencumbered balance in the General Fund on June 30, 2009, is greater than zero but less than the total General Fund reappropriation authority granted to all state agencies, that amount reappropriated in Section 3 of this act shall be in the proportion that the reappropriation for the State Board of Education bears to the total General Fund reappropriation authority granted to all state agencies.

SECTION 5. LEGISLATIVE INTENT. It is the intent of the Legislature to retain to the extent possible, our capable, quality employees who support the essential services and statutorily authorized programs that the citizens of Idaho expect. The Legislature finds these critical essential services to be those that maintain the health and safety of our citizens and the education of our children. While extending flexibility to the Governor and agency directors to manage the state workforce to the best of their ability during these difficult times, it remains the

1 responsibility of the Legislature to identify priorities for the state workforce. The Legislature
2 finds that reductions in personnel funding shall first be managed through salary reductions that
3 impact all personnel fairly; secondly, be mitigated by the use of existing salary savings; thirdly,
4 by using savings created by keeping newly vacated positions unfilled; fourth, by the use of fur-
5 loughs; and lastly, as a last resort, by reducing the workforce. It is the intent of the Legislature
6 that these policies shall be adhered to by the executive, legislative, and judicial branches to the
7 extent allowed by law.

8 SECTION 6. SALARY REDUCTION. Inasmuch as salary reductions will save jobs; and
9 inasmuch as a five percent (5%) reduction in personnel funding may create a reduction in force;
10 and inasmuch as the state, as a single employer of multiple departments, agencies and insti-
11 tutions, is required by law to direct across the board salary adjustments; the State Board of
12 Education and the Board of Regents of the University of Idaho is hereby requested to reduce all
13 salaries of classified and nonclassified employees for the Special Programs, regardless of fund
14 source, by three percent (3%) for fiscal year 2010, beginning on June 14, 2009, through June
15 12, 2010. Institutions are also requested to use personnel cost savings, furloughs, and a reduc-
16 tion in force to manage the remaining two percent (2%) in funding reductions. The Division of
17 Human Resources shall adjust all pay schedules for the classified personnel system downward
18 to the extent that all beginning minimum salaries are three percent (3%) less than those in ef-
19 fect upon the date of passage of this law.

20 SECTION 7. An emergency existing therefor, which emergency is hereby declared to
21 exist, Section 6 of this act shall be in full force and effect on and after passage and approval.